

NO. 466

SOUTHERN CALIFORNIA ASSOCIATION OF GOVERNMENTS

July 7, 2005

Minutes

**THE FOLLOWING MINUTES ARE A SUMMARY OF ACTIONS TAKEN BY THE REGIONAL COUNCIL. AUDIO CASSETTE TAPE OF THE ACTUAL MEETING IS AVAILABLE FOR LISTENING IN SCAG'S OFFICE.**

The Regional Council of the Southern California Association of Governments held its meeting at SCAG offices downtown Los Angeles. The meeting was called to order by the President Toni Young, Councilmember, City of Port Hueneme. There was a quorum.

**Members Present**

Councilmember Toni Young, Port Hueneme, President	District 45
Supervisor Yvonne Burke, 1 <sup>st</sup> Vice President, Los Angeles County	
Supervisor Gary Ovitt, 2 <sup>nd</sup> Vice President, San Bernardino County	
Supervisor Judy Mikels, Ventura County	
Supervisor Jeff Stone, Riverside County	
Supervisor Chris Norby, Orange County	
Mayor Pro Tem Ron Roberts, Temecula, Immediate Past President	District 5
Councilmember Jon Edney, El Centro	District 1
Councilmember Greg Pettis, Cathedral City	District 2
Councilmember Bonnie Flickinger, Moreno Valley	District 3
Councilmember Lee Ann Garcia, Grand Terrace	District 6
Mayor Larry McCallon, Highland	District 7
Councilmember Deborah Robertson, Rialto	District 8
Councilmember Paul Eaton, Montclair	District 9
Councilmember Alan Wapner, Ontario	District 10
Councilmember Richard Dixon, Lake Forest	District 13
Councilmember Tod Ridgeway, Newport Beach	District 14
Councilmember Lou Bone, Tustin	District 17
Councilmember Christine Barnes, La Palma	District 18
Councilmember Marilyn Poe, Los Alamitos	District 20
Councilmember Art Brown, Buena Park	District 21
Mayor John Beaman, Brea	District 22
Councilmember Gene Daniels, Paramount	District 24
Councilmember David Gafin, Downey	District 25
Councilmember Frank Gurule, Cudahy	District 27
Councilmember Stan Carroll, La Habra Heights	District 31
Councilmember Keith Hanks, Azusa	District 33
Councilmember Harry Baldwin, San Gabriel	District 35
Councilmember Sid Tyler, Pasadena	District 36

Councilmember Tom Sykes, Walnut	District 37
Councilmember Paula Lantz, Pomona	District 38
Councilmember Jim Aldinger, Manhattan Beach	District 40
Councilmember Pam O'Connor, Santa Monica	District 41
Councilmember Dennis Washburn, Calabasas	District 44
Councilmember Carl Morehouse, San Buenaventura	District 47
Councilmember Thomas Buckley, Lake Elsinore	District 63
Councilmember Debbie Cook, Huntington Beach	District 64
Councilmember Tim Jasper, Apple Valley	District 65
Councilmember Robin Lowe, Hemet	RCTC

### **Members Not Present**

Supervisor Victor Carillo, Imperial County	
Supervisor Zev Yaroslavsky, LA County	
Mayor Ron Loveridge, Riverside	District 4
Mayor Lawrence Dale, Barstow	District 11
Councilmember Cathryn De Young, Laguna Niguel	District 12
Councilmember Richard Chavez, Anaheim	District 19
Councilmember Paul Bowlen, Cerritos	District 23
Councilmember Isadore Hall, Compton	District 26
Councilmember Judy Dunlap, Inglewood	District 28
Councilmember Rae Gabelich, Long Beach	District 29
Councilmember Tonia Reyes-Uranga, Long Beach	District 30
Councilmember Margaret Clark, Rosemead	District 32
Councilmember Paul Talbot, Alhambra	District 34
Councilmember Paul Nowatka, Torrance	District 39
Councilmember Glen Becerra, Simi Valley	District 46
Councilmember Mike Dispenza, Palmdale	District 43
Councilmember Ed Reyes, Los Angeles	District 48
Councilmember Wendy Greuel, Los Angeles	District 49
Councilmember Dennis Zine, Los Angeles	District 50
Councilmember Tom LaBonge, Los Angeles	District 51
Councilmember Jack Weiss, Los Angeles	District 52
Councilmember Tony Cardenas, Los Angeles	District 53
Councilmember Alex Padilla, Los Angeles	District 54
Councilmember Bernard Parks, Los Angeles	District 55
Councilmember Jan Perry, Los Angeles	District 56
Councilmember Martin Ludlow, Los Angeles	District 57
Councilmember Cindy Miscikowski, Los Angeles	District 58
Councilmember Greig Smith, Los Angeles	District 59
Councilmember Eric Garcetti, Los Angeles	District 60
Councilmember Antonio Villariagosa, Los Angeles	District 61
Councilmember Janice Hahn, Los Angeles	District 62
Mayor James Hahn, Los Angeles	At-Large
Supervisor Lou Correa, Orange County	OCTA
Councilmember Keith Millhouse, Moorpark	VCTC

## **Staff Present**

Mark Pisano, Executive Director  
Jim Gosnell, Deputy Executive Director  
Heather Copp, Chief Financial Officer  
Colin Lennard, General Counsel  
Karen Tachiki, Chief Counsel  
Hasan Ikhata, Director, Planning & Policy  
Keith Killough, Director, Information Services  
Shelia Stewart, Executive Assistant

### **1.0 CALL TO ORDER & PLEDGE OF ALLEGIANCE**

### **2.0 INSPIRATIONAL MOMENT**

President Young she researched information on Edward Everett Hale, a Unitarian Minister, as well as an esteemed reformer and author that was unanimously elected Chaplain of United States Senate. She recited a quote from Chaplain Hale. He said, "I'm only one, but still I am one. I cannot do everything, but still I can do something. And because I cannot do everything, I will not refuse to do the something I can do.

The Regional Council had a moment of silence for the 45 + victims that were killed as result of the terrorist attack in London, England.

### **3.0 PUBLIC COMMENT PERIOD**

There were no comments presented at this time.

### **4.0 CONSENT CALENDAR**

Item 4.1.3 was pulled for discussion. The remaining consent calendar items were MOVED, SECONDED () and UNANIMOUSLY APPROVED.

#### **4.1 Approval Items**

4.1.1 Minutes of June 2, 2005

4.1.2 Further Activities Commemorating SCAG's 40<sup>th</sup> Anniversary

4.1.4 Co-sponsorship of UCLA's Extension Public Policy Program 2005 Arrowhead Symposium

4.1.5 Sponsorship of Clean Cities Alternative Fuels Conference, scheduled for July 21, 2005

#### **4.2 Receive & File**

4.2.1 Contracts & Purchase Orders \$5,000 - \$250,000

#### 4.2.2 State and Federal Legislative Matrix

#### 4.2.3 Monthly Financial Report

### **Items Pulled**

#### 4.1.3 Draft DBE Goal and Methodology for Federal Fiscal Year 2005-2006

Councilmember Robertson recommended that reasonable goals be set for the organization. It was noted that goals were met over during the last two years. She stated that due to the diverse community within the SCAG region along with a constant emerging of small businesses and DBEs that are experienced in specialized areas, goals shouldn't be lowered, but reasonable ones should be set. Councilmember Lowe recommended that outreach efforts be expanded in a broader area.

Supervisor Norby provided comments and disagreed with the DBE program.

Supervisor Yvonne stated that businesses must go through a certifying process before being considered as part of the goals. She commented that because the SCAG region is the most diverse in the world, she hoped that everything would be done to bring everyone into the economic viable mainstream of this region. She concluded by saying that everyone should be encouraged to participate in SCAG as well as the economic viability of SCAG.

Councilmember Dixon stated that the Administration Committee recommended approving the rate as stated in the report, however a memo should be attached to the report encouraging SCAG to pursue a higher utilization such as 12%.

It was MOVED (Robertson), SECONDED (Lowe), with one OBJECTION (Norby) and APPROVED.

## **5.0 PRESIDENT'S REPORT**

### 5.1 Announcements of Chairs & Vice Chairs

Administration Committee – Chair, Sid Tyler; Vice, Dennis Washburn  
TCC- Chair, Harry Baldwin; Vice, Bonnie Lowenthal  
EEC – Chair, Dennis Washburn; Vice, Larry Nelson  
CEHD – Chair, Deborah Robertson; Vice, Paul Bowlen.

### 5.2 Appointments

#### **RC District Election Results**

Hon. Paul Bowlen, Cerritos, District 23 (Re-elected)

### **RC Members to Policy Committees**

To CEHD: Hon. Jon Edney, El Centro

To EEC: Hon. Keith Hanks, Azusa

### **Goods Movement Task Force**

Hon. Constance Underhill, Placentia

Hon. Don Szerlip, Redondo Beach

Hon. Frank Roberts, Lancaster

Hon. Keith Millhouse, Moorpark

Hon. Lee Ann Garcia, Grand Terrace

Hon. Richard Dixon, Lake Forest

Hon. Ron Loveridge, Riverside

Hon. Todd Campbell, Burbank

Hon. Jon Edney, El Centro

### **Southwest Compact Task Force**

Hon. Jon Edney, El Centro

Hon. Deborah Robertson, Rialto

Hon. Toni Young, Port Hueneme

### **Water Policy Task Force**

Hon. Keith Hanks, Azusa

## 5.3 Cancellation of August Meeting

It was MOVED (Mikels), SECONDED (Brown) and UNANIMOUSLY APPROVED to authorize the Executive Committee to convene in August and to act, if necessary, on any contract or legislative matters and forward to the RC for ratification in September.

## 6.0 **EXECUTIVE DIRECTOR'S REPORT**

Mark Pisano reported that the Lockheed contract had been finalized. MOU agreements were also finalized with the appropriate entities as well as contractual issues. Mr. Pisano thank Councilmember Greig Smith and former supervisor Ed Edelman for their help as well as SCAG staff, Hasan Ikhrata, Heather Copp, and Jim Gosnell for their negotiating efforts.

He also reported that in the State budget there was \$5 million for regional blueprint planning, in which \$1 million would go to fund the housing allocation. He concluded by saying that this was an historic act on the part of the state to provide funding out of the budget for any other regional planning other than transportation.

### 6.1 Update on Proposition 42

Don Rhodes, Manager, Government Affairs, stated that SCAG representatives attended policy committee meeting at the League of California Cities. A report was presented at those meetings regarding the League's next steps on Prop 42. He stated that their action plan was similar to what was done on Prop 1A, which was very affective at the local level.

Alisa Clemage, Director, LA Regional Office, League of California Cities and Jennifer Quan, Regional Representative, gave an overview on the League's next steps with regard to Prop 42.

## **7.0 ACTION ITEMS**

### **7.1 Administration Committee Report**

#### **7.1.1 WRCOG Request for Reimbursement of Indirect Cost**

Tabled until September.

#### **7.1.2 Shanghai Maglev Trip**

The Administration Committee recommended approval of the Shanghai Maglev Trip as long as there are no expenditure from the General Fund.

It was MOVED (Dixon), SECONDED (Mikel/Morehouse).

There were concerns from the Regional Council regarding expenditures of previous trips. Staff reported that previous trips were funded by the private sector and no SCAG funds were spent. The first trip was funded by China. The trip to Germany was funded by a grant received from FRA.

Councilmember Wapner stated that Councilmember Greig Smith, City of Los Angeles was very instrumental in securing the city of LA's support on this project. He noted that the Councilmember would be inviting Mayor Villaraigosa to go on the trip as well, however they will not be available until October.

After a lengthy discussion an amendment to the motion was offered to approve the trip and direct staff to look for alternative funding. If they can not secure alternative funding the item should be brought back in September.

There were 35 AYES and 0 NOES. The motion UNANIMOUSLY approved.

#### **7.1.3 MOU between SCAG and the Reservation Transportation Authority for Environmental Justice**

It was MOVED (Dixon), SECONDED (Roberts) and UNANIMOUSLY APPROVED.

### **7.2 Transportation & Communication Committee (TCC) Report**

Councilmember Garcia, Chair, stated that the TCC did not have any action items, however she presented a summary of the actions taken at their May meeting. She reported that a number of key transportation bills in the state legislature with appropriate position recommendations were presented by staff.

The TCC approved the following positions: 1) Support AB 850. This bill will authorize Caltrans to enter into Trans agreements with public and private entities or consortia to develop toll roads; 2) Support provision related to Prop 42 and ACA 4X if amended. No position on budget reform or Prop 898 provisions; 3) Monitor and provide comments on Assembly Democrats Transportation Proposal, making sure that double taxation does not occur; 4) Monitor and provide comments on SB 1024 which would enact the Safe Facilities Improve Mobility and Clean Air Bond Act of 2005 authorizing \$7.7 billion in state obligations bonds; 5) Monitor and provide comments on SB 172 which would authorize Bay Area toll authority to increase tolls by \$1; 6) Monitor and provide comments on SB 760 which will impose shipping container fees of \$30 per TEU at the Ports of LA and Long Beach; 7) Support AB 426 for Riverside County on a limited basis. This bill will require all HOV lanes in the state currently operating on 24 hr basis into part-time HOVs that will operate as mixed-flow lanes during off-peak hours.

### 7.3 **Community, Economic & Housing Development Committee (CEHD)**

#### 7.3.1 **2% Strategy Implementation Through California Environmental Quality Act (CEQA) Streamlining**

Among the recommendations in the Compass Growth Vision/2% Strategy, is that the California Environmental Quality Act (CEQA) should be streamlined for the purpose of facilitating key, strategic development envisioned by the region. Current discussions at the State level on potential reforms to CEQA present SCAG with an opportunity to pursue this portion of 2% Strategy implementation.

The CEHD recommended that the Regional Council approval to proceed to implement recommendation in Compass Program.

It was MOVED (Robertson), SECONDED (Garcia) and UNANIMOUSLY APPROVED.

Councilmember Robertson, Chair, stated that a letter was received from the Department of Housing and Community Development concurring with SCAG's request to have the RHNA process to be aligned with the Regional Transportation Plan. Copies were provided at the meeting as well as posted on SCAG's website.

### 7.4 **Energy & Environment Committee (EEC) Report**

#### 7.4.1 **Policy Guidance for Implementation of the 2005 California Water Plan**

It was MOVED (Washburn), SECONDED (Lowe) and UNANIMOUSLY APPROVED to waive reading and adopt Resolution #05-456-1 supporting the Draft 2005 California Water Plan.

Councilmember Washburn, Chair, stated that the EEC discussed the 2% Strategy Implementation through CEQA Streamlining.

He noted that the item was not included on their agenda for action, however due to the importance of the issue it was discussed and approved by the EEC.

He stated that the policy committees should have the opportunity to review, discuss and make recommendation on integrated programs and projects such as the Compass Program.

Vice Mayor Lowe concurred, and noted that plans of this nature should be placed on an agenda for action and not information. She recommended that the item be placed on the remaining policy committee agenda for review and recommendation.

Hasan Ihkrata, Director, Planning & Policy, stated that the recommendation regarding policy committee involvement prior to Regional Council approval is already in place. However there was an urgency to take action with regard to this item.

Staff was directed to schedule a joint meeting with all policy committees to discuss and review important issues that are of time constraint. Recommendations from the joint meeting will be forwarded to the Regional Council.

#### **7.5 Executive Committee Report**

##### **7.5.1 Resolution to Members of Congress Urging Passage of the Transportation Reauthorization Measure**

It was MOVED (Lowe), SECONDED (Baldwin) and UNANIMOUSLY APPROVED to waive reading and adopt Resolution 05-465-2.

#### **7.6 Communications and Membership Subcommittee Report**

President Young stated that the highly successfully 2005 General Assembly and 40<sup>th</sup> Anniversary celebration took place on May 4 & 5<sup>th</sup> at the historic Los Angeles Athletic Club. The 2-day gala event drew 325 participants including guest speakers from around the country as well as an elegant reception and dinner which was standing room only. Feedback from those who attended the festivities was overwhelmingly positive. She stated that the event would not have been possible without the generous support of sponsors some of which are in attendance today. Felix Oduyemi, Southern California Edison; Hendrick Bejon, Agresso as well as

### **8.0 INFORMATION ITEMS**

It was MOVED (Mikels), SECONDED (Robertson) and UNANIMOUSLY APPROVED to bring back the information items until September.

#### **8.1 Personnel Committee**

##### **8.1.1 Merit Pay Program Status Report**



### 8.1.2 Classification/Compensation Plan Status Report

## 9.0 FUTURE AGENDA ITEMS

Councilmember Washburn request that a development of ideas and policy for development of an Energy Policy Task Force be placed on a future agenda.

## 10.0 LEGAL COUNSEL REPORT

### 10.1 Closed Session

- Ratification of Executive Committee Report on Performance Evaluation of the Executive Director pursuant to Government Code

A report will be provided in open session.

- Reconsideration of Prior Board of Control Decision on; Statues 1980, Chpt. 1143  
Claim No. 3929 Before the Commission on State Mandates (Regional Housing Needs Determination Cost Reimbursement – Council of Governments)  
Conference with Legal Counsel pursuant to Government Code section §54956.9 Pending Litigation (one potential case)

No report

- Morrison v. SCAG  
Morrison v. Southern California Association of Governments et al. Superior Court, Los Angeles County, Case No. BC 312066  
Conference with Legal Counsel re: pending litigation pursuant to Government Code section §54956.9(a).

No report.

- Havens v. SCAG  
Havens v. Southern California Association of Governments, Los Angeles County, Case No. BC 324931  
Conference with Legal Counsel re: pending litigation Pursuant to Government Code section §54956.9(a)

No report.

## 10.2 Executive Committee Report

### Recommendation on Compensation Adjustment for the Executive Director

President Young reported that the Executive Committee met to review the performance evaluation and compensation adjustment for the Executive Director. She stated that the Executive Director is within 1.11% of his range. Because of his accomplishments over the year, the EC didn't feel it would be an appropriate reward placing him at the top of the range. Therefore it was recommended that he be given a one-time bonus of 5%.

It was MOVED, SECONDED with one OPPOSITION (Norby) to approve.

## 11.0 ANNOUNCEMENTS

President Young welcomed new Regional Council members Christine Barnes, La Palma; Jon Edney, El Centro; Paula Lantz, Pomona; and Stan Carroll, La Habra Heights.

It was announced that the Water Policy Task Force is scheduled to meet at SCAG offices on September 8, 2005 from 10 a.m. – 12:30 p.m.

## 12.0 ADJOURNMENT

There being no business the Regional Council adjourned @ 2 p.m. The next meeting is scheduled for Thursday, September 1, 2005.

  
Mark Pisano, Executive Director